

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

**REBECCA SUMMERS,** :: **CIVIL ACTION NO. C-1-02-368**

**Plaintiff** :: **JUDGE DLOTT**

**vs.** ::

**KEEBLER COMPANY** ::

**and** ::

**BAKERY, CONFECTIONERY &  
TOBACCO WORKERS AND  
GRAIN MILLERS, LOCAL 253,** ::

**Defendants** ::

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**AGREED MOTION FOR EXTENSION OF DEADLINE**  
**FOR MOTIONS FOR SUMMARY JUDGMENT**

The parties respectfully request that the deadline for Motions for Summary Judgment in this matter be extended to November 1, 2003. The grounds for this Motion are set forth below.

Respectfully submitted,

s/James B. Robinson  
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**JAMES B. ROBINSON (0023483)**  
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**Attorney for Defendant, Bakery,  
Confectionery & Tobacco Workers and  
Grain Millers, Local 253**

s/(per 9/15 t.c.)Mark J. Byrne

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**Attorney for Plaintiff**

s/(per 9/15 t.c.)Patricia Anderson Pryor

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**Attorney for Defendant Keebler Company**

**MEMORANDUM IN SUPPORT OF**  
**AGREED MOTION FOR EXTENSION OF DEADLINE**  
**FOR MOTIONS FOR SUMMARY JUDGMENT**

The parties have agreed that the depositions of David Richardson and Paul Smith will be held outside the discovery period, on October 7, 2003, on condition that the date for dispositive Motions is extended to November 1, 2003.

Respectfully submitted,

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s/James B. Robinson

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**Attorney for Plaintiff**

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**Attorney for Defendant Keebler Company**

**CERTIFICATE OF SERVICE**

I hereby certify that on the 18<sup>th</sup> day of September, 2003, a copy of the foregoing was filed electronically. Notice of this filing will be sent to Mark J. Byrne, Attorney for Plaintiff, 2300 Kroger Building, 1014 Vine Street, Cincinnati, Ohio, 45202, and Patricia Anderson Pryor, Taft, Stettinius & Hollister, , 425 Walnut Street, Suite 1800, Cincinnati, Ohio, 4520-3957, Attorney for Defendant Keebler Company, by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

s/James B. Robinson

**JAMES B. ROBINSON**